

## KANAB CITY COUCIL MEETING

JUNE 10, 2014

### KANE COUNTY COMMISSION CHAMBERS

**PRESENT:** Mayor Robert D. Houston, Council Members Kirt Carpenter, Cheryl Brown, Kent Burggraaf, Brent Chamberlain and Joe B. Wright, City Manager/Recorder Joe Decker, City Treasurer RaeLene Johnson.

**WORK MEETING:** Work Meeting began at 4:00 p.m. The Council Reviewed the Tentative Budget. The Mayor presented and reviewed the Budget Wish List that came from Council Members. **Funding for codification** for the City Ordinances in the amount of \$14,000 was discussed. It should take one or two years to complete the codification. There would be a yearly fee for the ordinances being kept updated. **Stabilizing Tax Revenue** was discussed. Council Member Burggraaf felt that property tax was a more stable and consistent tax. He didn't feel that Sales Tax was a consistent revenue source. He said Kanab's sales tax is about the 4<sup>th</sup> highest in the state, but property tax is the lowest. He suggested lowering the sales tax and increasing the property tax. Council Member Chamberlain felt that the best balance is the sales tax because renters and tourist would help pay and not just property owners. Council Member Brown agreed. Council Member Wright agreed that property tax is more stable, but agrees with the tourist helping with the revenue. Council Member Carpenter likes it the way it is. Mayor Houston said that the Utah League of Cities and Towns said that property tax is the most hated form of tax and the most approved is sales tax. **Legal Services** was discussed. Mayor felt that having a County attorney close to answer day to day legal work would be less expensive. The City would keep Greg Hardman for the ongoing legal work and contracts. **Capital Project Funds** were discussed. Mayor suggested putting a small amount of money every month into a capital project fund to be used in the future. The \$25,000 that will be available if the City agrees to continue with the present tax rate instead of lowering it because of the completion of the fire station bond could be used in the funding of capital projects. **Community Event Funding (cash & in kind help)** was discussed. Mayor Houston said he was a big supporter of events. It is what makes a community. Council Member Burggraaf said he opposes tax dollars being used to fund events. It is not the City's function to fund events. Mr. Sky Chaney said events are an economical issue. It was suggested TRT monies be used to help fund the events. Mayor suggested Mr. Decker and Himself get together and see what events there are, and come back in mid year with a yearly dollar amount. Once that amount is gone, there will be no more funding for that year. **Tom's Canyon Flood Project** was discussed. **Step and Grade Wages** were discussed. Council Member Burggraaf discussed changing the current step and grade formula for the City Employees. Mayor Houston said that this should be discussed when the employees could be present. **Firehouse Settlement Issue** was discussed.

There needs to be a cost estimate to fix the settlement problems at the fire house. **Kanab Chamber Director funding** was discussed. Council Member Chamberlain didn't feel that Kanab City was big enough to have a full time chamber director. **Perpetual Care Fund** was discussed about moving to a higher interest rate bank.

Mayor Houston called the regular City Council meeting to order and did roll call at 6:40 p.m. Prayer was offered by Joe B. Wright and pledge was led by Joe Decker.

**APPROVAL OF AGENDA:** A motion to approve agenda as outlined and allow Mayor Houston to move the order of the agenda items order was made by Council Member Burggraaf and 2<sup>nd</sup> by Council Member Brown. Motion passed unanimously.

**APPROVAL OF MINUTES:** A motion was made by Council Member Brown and 2<sup>nd</sup> by Council Member Chamberlain to approve the minutes of May 13, 2014 as corrected. Motion passed unanimously.

**APPROVAL OF ACCOUNTS PAYABLE VOUCHERS:** A motion was made by Council Member Wright and 2<sup>nd</sup> by Council Member Carpenter to approve the May 27<sup>th</sup> vouchers in the amount of \$56,323.77 and the June 10<sup>th</sup> vouchers in the amount of \$89,223.54. Motion passed unanimously.

**PUBLIC COMMENT PERIOD:** No comments were received.

**LOT LINE ADJUSTMENT FOR JOYCE BUSH:** Council Member Burggraaf explained the lot line adjustment. He said the Planning Commission had recommended a Plat Amendment to Lots 8, 9 and 10 of Kanawood #1 Subdivision. This would remove Lot #9 and adjust lot lines for lots 8 and 10. A motion was made by Council Member Burggraaf to approve the plat amendment for Joyce & Edward Bush and Ryan and Starla Hirschi removing Lot 9 and adjusting Lots 8 and 10 as displayed on the provided engineered plat and applicant obtaining needed signatures. Motion 2<sup>nd</sup> by Council Member Wright. Motion passed unanimously.

**AWARD RFP FOR AIRPORT FENCING PROJECT:** Creamer and Noble Engineers on the airport security fence project and City Manager Decker opened the bids on June 10<sup>th</sup>. Mr. Decker said there were five proposals received. After reviewing them, the low bidder was Taylor Made Fence in the amount of \$329,797. A motion was made by Council Member Wright and 2<sup>nd</sup> by Council Member Chamberlain to award the bid to Taylor Made Fence contingent on FAA approval. Motion passed unanimously.

**PRESENTATION TO TERRIL HONEY:** Mayor Houston presented a plaque to Terril Honey thanking him for all of his years of service in the community. He served 8 years as a City Council Member and 12 years as a member of the Planning Commission.

**APPROVAL OF SARAH YOUNG TO THE ARTS COUNCIL:** A motion was made by Council Member Brown and 2<sup>nd</sup> by Council Member Burggraaf approving Sarah Young as a new member of the Arts Council term expiring 12/31/2018. She will be replacing Greg Deluca who has moved.

**CONSIDER ADOPTING RESOLUTION #6-1-14 R:** A motion was made by Council Member Carpenter and 2<sup>nd</sup> by Council Member Chamberlain to adopt Resolution #6-1-14 R designating restricted areas within the City for the discharge of fireworks. Motion passed unanimously by roll call vote. The restricted areas are: 1. All areas south of Kanab Creek Drive 2. All areas west of 300 West 3. All areas east of 600 East (east of Cemetery) 4. These areas include both the Kanab Creek Ranchos and Cedar Heights Subdivisions.

**PUBLIC HEARING:** A motion was made by Council Member Wright and 2<sup>nd</sup> by Council Member Chamberlain to go into a Public Hearing to consider adopting operating budget for Fiscal Year 2014/2015 and to be able to go in and out of the public hearing at the call of the Mayor. Jeff Frey wanted to know if the \$25,000 was going to be used for different projects. Mayor Houston said it hasn't been earmarked for anything at this time.

**CONSIDER ADOPTING RESOLUTION 6-1-14 R ADOPTING BUDGETS FOR THE CITY OF KANAB FOR THE FISCAL YEAR ENDING JUNE 30, 2015:** Mayor asked the Council if they had any comments before adopting the budget. Council Member Burggraaf said he was against using the \$25,000 unless there is a decrease somewhere else. He didn't think the City had done their due diligence with the budget. He felt it needed to be started a month earlier. He would like the City to be more responsible. Council Member Wright expressed appreciation for the ending balance not decreasing. He thinks everyone has done a good job in helping this happen. A motion was made by Council Member Chamberlain and 2<sup>nd</sup> by Council Member Wright to adopt Resolution #6-1-14 R adopting budgets for Fiscal Year 2014/2015 as presented in the tentative budget with the exception of \$8,000 being transferred to the water and sewer fund. Motion passed as follows: Council Member Carpenter yea, Council member Brown yea, Council Member Burggraaf yea with reservations, Council Member Chamberlain yea and Council Member Wright yea. The Mayor and Council directed staff to start the resolution process getting the \$25,000 property tax increase for the purpose of funding capital improvement projects.

A motion to go into a Closed Session to discuss the character, professional competence or physical or mental health of an individual was made by Council Member Wright and 2<sup>nd</sup> by Council Member Brown. Motion passed unanimously.

A motion to go out of the Closed Session was made by Council Member Brown and 2<sup>nd</sup> by Council Member Chamberlain. Motion passed unanimously.

**AWARD RFP FOR PUBLIC DEFENDER:** There were two bids received. One from William H. Leigh, Esq. in the amount of \$12,000 per year and the present public defender Randall C. Allen, P.C. at \$9,600. A motion was made by Council Member Carpenter and 2<sup>nd</sup> by Council Member Chamberlain to award the bid to William H. Leigh, ESQ in the amount of \$12,000 a year. Motion passed as follows: Council Members Carpenter, Brown and Chamberlain voting yea and Council Member Burggraaf abstaining and Council Member Wright voting nay.

A motion to adjourn was made by Council Member Wright and 2<sup>nd</sup> by Council Member Chamberlain. Motion passed unanimously.

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MAYOR                      ROBERT D. HOUSTON

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RECORDER                JOE DECKER